

## UNITED STATES DISTRICT COURT

for the

Eastern District of North Carolina

United States of America

v.

Donald Baird

Date of Original Judgment:

May 19, 2009

Date of Previous Amended Judgment:

(Use Date of Last Amended Judgment if Any)

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Case No: 5:08-CR-230-1D

USM No: 51331-056

G. Alan Dubois

Defendant's Attorney

**ORDER REGARDING MOTION FOR SENTENCE REDUCTION  
PURSUANT TO 18 U.S.C. § 3582(c)(2)**

Upon motion of  the defendant  the Director of the Bureau of Prisons  the court under 18 U.S.C. § 3582(c)(2) for a reduction in the term of imprisonment imposed based on a guideline sentencing range that has subsequently been lowered and made retroactive by the United States Sentencing Commission pursuant to 28 U.S.C. § 994(u), and having considered such motion, and taking into account the policy statement set forth at USSG §1B1.10 and the sentencing factors set forth in 18 U.S.C. § 3553(a), to the extent that they are applicable,

**IT IS ORDERED** that the motion is:

DENIED.  GRANTED and the defendant's previously imposed sentence of imprisonment (*as reflected in the last judgment issued*) of 168 months is reduced to 134 months.

If the amount of time the defendant has already served exceeds this sentence, the sentence is reduced to a "Time Served" sentence, subject to an additional period of up to ten (10) days for administrative purposes of releasing the defendant.

*(Complete Parts I and II of Page 2 when motion is granted)*

Except as otherwise provided, all provisions of the judgment(s) dated May 19, 2009, shall remain in effect. **IT IS SO ORDERED.**

Order Date:

11/16/16



Judge's signature

Effective Date: 11/01/2015  
(if different from order date)James C. Dever III, Chief United States District Judge  
Printed name and title